

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

CBD INDUSTRIES, LLC,)	
)	
)	
Plaintiff,)	Civil Action No. _____
)	
v.)	JURY TRIAL DEMANDED
)	
MAJIK MEDICINE, LLC,)	
)	
Defendant.)	

EXHIBIT A

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Mark: CBD MD

CBD MD

US Serial Number: 86914580

Application Filing Date: Feb. 21, 2016

US Registration Number: 5173264

Registration Date: Mar. 28, 2017

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Supplemental

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Cancellation/Invalidation Pending

This trademark application has been registered with the Office, but it is currently undergoing a challenge which may result in its removal from the registry.

Amended to Principal Register: No

Date Amended to Current Register: Dec. 14, 2016

Status: A cancellation proceeding is pending at the Trademark Trial and Appeal Board. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.

Status Date: Apr. 24, 2019

Mark Information

Mark Literal Elements: CBD MD

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "CBD"

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Skin and body topical lotions, creams and oils for cosmetic use; all of the aforementioned containing CBD

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 21, 2016

Use in Commerce: Feb. 21, 2016

For: Medicinal creams for skin care; Medicinal herbal preparations; Medicinal oils; Herbs for medicinal purposes; all of the aforementioned containing CBD

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 21, 2016

Use in Commerce: Feb. 21, 2016

Basis Information (Case Level)

Filed Use: No
Filed ITU: Yes
Filed 44D: No
Filed 44E: No
Filed 66A: No
Filed No Basis: No

Currently Use: Yes
Currently ITU: No
Currently 44E: No
Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name: Majik Medecine, LLC
Owner Address: 629 Village Lane South
Mandeville, LOUISIANA UNITED STATES 70471
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: LOUISIANA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Blynn L. Shideler
Attorney Primary Email Address: Blynn@BLKLawGroup.com
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: BLYNN L SHIDELER
3500 BROOKTREE ROAD, SUITE 200
WEXFORD, PENNSYLVANIA UNITED STATES 15090
Phone: 724-934-5450
Fax: 724-934-5461
Correspondent e-mail: blynn@blkLawGroup.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 24, 2019	CANCELLATION INSTITUTED NO. 999999	71109
Mar. 28, 2017	REGISTERED-SUPPLEMENTAL REGISTER	
Feb. 22, 2017	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Feb. 16, 2017	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE E-MAILED	
Feb. 15, 2017	APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER	
Feb. 15, 2017	USE AMENDMENT ACCEPTED	83184
Jan. 25, 2017	AMENDMENT TO USE PROCESSING COMPLETE	73797
Dec. 14, 2016	USE AMENDMENT FILED	73797
Jan. 25, 2017	TEAS/EMAIL CORRESPONDENCE ENTERED	73797
Jan. 25, 2017	CORRESPONDENCE RECEIVED IN LAW OFFICE	73797
Jan. 13, 2017	ASSIGNED TO LIE	73797
Dec. 14, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 14, 2016	TEAS AMENDMENT OF USE RECEIVED	
Jun. 14, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 14, 2016	NON-FINAL ACTION E-MAILED	6325
Jun. 14, 2016	NON-FINAL ACTION WRITTEN	83184
Jun. 01, 2016	ASSIGNED TO EXAMINER	83184
Jun. 01, 2016	ASSIGNED TO EXAMINER	68110
Mar. 07, 2016	ASSIGNED TO EXAMINER	88569
Mar. 07, 2016	ASSIGNED TO EXAMINER	83184
Feb. 26, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 24, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 28, 2017

Proceedings

Summary

Number of 1
Proceedings:

Type of Proceeding: Cancellation

Proceeding Number: [92071109](#)

Filing Date: Apr 16, 2019

Status: Pending

Status Date: Oct 26, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Majik Medecine, LLC

Correspondent Address: BLYNN L SHIDELER
3500 BROOKTREE ROAD, SUITE 200
WEXFORD PA UNITED STATES , 15090

Correspondent e-mail: blynn@blkLawGroup.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CBD MD	Cancellation Pending	86914580	5173264

Plaintiff(s)

Name: CBDMD, LLC

Correspondent Address: RICHARD J OPARIL
ARNALL GOLDEN GREGORY LLP
1775 PENNSYLVANIA AVENUE NW, SUITE 1000
WASHINGTON DC UNITED STATES , 20006

Correspondent e-mail: richard.oparil@agg.com , caroline.maxwell@agg.com , scott.chambers@agg.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CBDMD SYNERGY	Suspension Letter - Mailed	87613823	
SYNERGY CBDMD	Suspension Letter - Mailed	87613850	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 16, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 24, 2019	Jun 03, 2019
3	INSTITUTED	Apr 24, 2019	
4	D MOT FOR EXT W/ CONSENT	May 16, 2019	
5	EXTENSION OF TIME GRANTED	May 16, 2019	
6	DUPLICATE FILING (NOT CONSIDERED)	May 16, 2019	
7	D MOT TO DISMISS: FRCP 12(B)	Jul 03, 2019	
8	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 11, 2019	
9	P MOT FOR EXT W/ CONSENT	Jul 16, 2019	
10	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 24, 2019	
11	P OPP/RESP TO MOTION	Aug 22, 2019	
12	D MOT TO DISMISS: FRCP 12(B)	Sep 11, 2019	
13	D MOT GRANTED IN PART; RESPONSE DUE	Dec 30, 2019	

14	P AMENDED PET/CHANGE OF ADDRESS	Jan 21, 2020
15	P CORRECTED AMENDED PET FOR CANC	Jan 22, 2020
16	D'S MOTION AND BRIEF UNDER RULE 12(E)	Feb 14, 2020
17	P MOT FOR EXT W/O CONSENT	Apr 14, 2020
18	D OPP/RESP TO MOTION	Apr 14, 2020
19	ANSWER DUE	Apr 16, 2020
20	D MOT FOR EXT W/ CONSENT	May 11, 2020
21	EXTENSION OF TIME GRANTED	May 12, 2020
22	ANSWER	Jun 10, 2020
23	D MOT FOR JGT ON PLEADINGS	Jun 17, 2020
24	P OPP/RESP TO MOTION	Jul 14, 2020
25	SUSP PEND DISP OF OUTSTNDNG MOT	Jul 17, 2020
26	D REPLY IN SUPPORT OF MOTION	Jul 30, 2020
27	PROCEEDINGS RESUMED	Oct 26, 2020
28	D MOT FOR DISCOVERY SANCTIONS	Nov 11, 2020
29	STIP W/DRAWAL OF MOT FOR SANCTIONS AND RESETTNG OF DEADLINES	Nov 19, 2020
30	TRIAL DATES RESET	Jan 08, 2021